

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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KYLE HARTRY,

Plaintiff,

-against-

**PLAINTIFF'S RESPONSE
TO DEFENDANT'S
LOCAL RULE
56.1(b) STATEMENT**

08 CV 3725 (ADS)(ETB)

COUNTY OF SUFFOLK, SGT. "JOHN" LUNQUIS,
Individually and in his Official Capacity, DET. VINCE
DALY, Individually and in his Official Capacity and C.O.
"JOHN DOE" and C.O. 'JANE DOE'#1-10, Individually
and in their Official Capacities, (the name John Doe being
fictitious, as the true names are presently unknown),

Defendants.
-----X

Pursuant to Local Rule 56.1(c) of the Local Civil Rules of the United States District Court
for the Eastern and Eastern Districts of New York, plaintiff Kyle Hartry hereby sets forth his
response to defendants' Local Rule 56.1 Statement:

1. **Admit.**
2. **Admit.**
3. **Admit.**
4. **Admit.**
5. **Admit.**
6. **Admit.**
7. **Admit.**
8. **Deny.**
9. **Admit.**
10. **Admit.**

11. **Admit.**

12. **Admit.**

13. **Admit.**

14. **Admit.**

15. **Admit.**

16. **Admit.**

17. **Admit.**

18. **Admit.**

19. **Admit.**

20. **Admit.**

21. **Admit.**

22. **Deny.** There was no altercation. Hartry was suddenly and viciously attacked by Dalton without an provocation by plaintiff. (same)

23. **Deny.** There was no altercation. Hartry was suddenly and viciously attacked by Dalton without an provocation by plaintiff. (same)

24. **Admit.**

25. **Admit.**

26. **Admit.**

27. **Admit.**

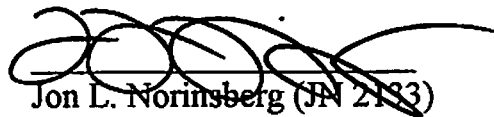
28. **Admit.**

29. **Admit.**

30. **Admit.**

Dated: New York, New York
July 29, 2010

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jon L. Norinsberg', is written over a horizontal line.

Jon L. Norinsberg (JN 2183)
Attorney for Plaintiff
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